

James F. Kahn - 003063
JAMES F. KAHN, P.C.
301 E. Bethany Home Rd., Suite C-195
Phoenix, AZ 85012-1266
Phone: 602-266-1717
Fax: 602-266-2484
James.Kahn@azbar.org
Attorneys for Plaintiff

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

In re:)	In Proceedings Under Chapter 7
)	
CLARA A. QUARTERMAN,)	
)	Case No. 2:11-bk-07867 SSC
Debtor.)	
_____)	
RONALD J. QUARTERMAN,)	Adversary No. 2:11-ap-01154 SSC
)	
Plaintiff,)	
vs.)	
)	ANSWER TO COUNTERCLAIM
CLARA A. QUARTERMAN,)	
)	
Defendant.)	
_____)	
CLARA QUARTERMAN,)	
)	
Counter-Plaintiff,)	
)	
v.)	
)	
RONALD J. QUARTERMAN,)	
)	
Counter-Defendant.)	
_____)	

Counter-Defendant, Ronald J. Quartermann, admits, denies, and alleges, through his attorney James F. Kahn, Esq. as follows:

1. In response to Paragraph 12, admits the filing of the bankruptcy; denies that

Counter-Defendant was immediately noticed.

2. In response to Paragraph 13, asserts that the statute speaks best for itself; denies any allegations inconsistent with the statute.

3. In response to Paragraph 14, admits the Debtor Exam was held; denies that notice of the bankruptcy was given to Counter-Defendant.

4. Admits the allegations contained in Paragraph 15.

5. Denies the allegations contained in Paragraph 16.

6. In response to Paragraph 17, asserts that the statute speaks best for itself and denies any allegations inconsistent with the statute; denies that Counter-Plaintiff has incurred damages.

AFFIRMATIVE DEFENSES

1. Counter-Plaintiff has failed to mitigate her damages, if any.

2. Certain additional affirmative defenses may be available to Counter-Defendant which are currently unknown. Counter-Defendant therefore pleads as if set forth in full hereafter all of the defenses or matter of avoidance set forth in Rule 8 F.R. Civ. P., as well as any other affirmative defenses or matters of avoidance which become known to Counter-Defendant as discovery progresses. The Counter-Defendant reserves its right to amend the answer as such defenses become known.

WHEREFORE, Counter-Defendant prays that Counter-Plaintiff take nothing by her Counterclaim.

DATED this 11th day of August, 2011.

JAMES F. KAHN, P.C.

/s/James F. Kahn, SBN003063

James F. Kahn

Attorney for Plaintiff/Counter-Defendant

A copy of the foregoing was mailed
this 11th day of August, 2011, to:

Lawrence B. Slater, Esq.
Lawrence B. Slater, PLLC
16444 East Pecos Road
Gilbert, AZ 85295
Attorney for Defendant/Counter-Plaintiff

/s/Christina E. Anglin
Christina E. Anglin